IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Revision No. 2197 of 2006.
Date of Decision: August 20,2007.

Fateh Singh ...Petitioner

through
Mr. B.K.Bagri, Advocate

Versus

State of Haryana .

...Respondent

through
Mr. R.D.Sharma, DAG, Haryana.

CORAM:

HON'BLE MR. JUSTICE SURYA KANT.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

SURYA KANT,J.(ORAL)

The prayer in this petition is to quash the order dated 2.11.2001 whereby charges were framed against the petitioner under Sections 408/467/468/471/120-B IPC.

The petitioner was working as a Secretary of the Cooperative Bank, popularly known as Mini Bank. He is alleged to have misappropriated the bank/Society's funds through various means as detailed out in the FIR. After investigation, the petitioner was charge-sheeted by the learned Judicial Magistrate 28.3.2006. The said charge-sheet was set aside and upon remand of the matter, an amended charge-sheet was framed by the learned Judicial Magistrate Ist Class on 22.8.2006. A perusal thereof reveals that the petitioner is alleged to have misappropriated a sum of Rs.10,500/- by

showing a fake loan and he also allegedly forged certain documents.

The petitioner, however, seeks quashing of the impugned FIR and the subsequent proceedings arising therefrom on the ground that arbitration proceedings were initiated against a loanee in which the petitioner was not allegedly held responsible and an award was passed against the loanee only.

After hearing learned counsel for the parties and for the reasons already assigned in some-what similar circumstances in Criminal Revision No.1063 of 2002 (Fateh Singh v State of Haryana) decided on 9.2.2006, no case to quash the impugned criminal proceedings is made out. However, this petition is disposed of with liberty to the petitioner to raise all the pleas before the learned trial Court at an appropriate stage. The same shall be gone into in accordance with law.

Disposed of.

August 20, 2007. **(SURYA KANT)**
dinesh **JUDGE**